

1 JAMES M. BARRETT, ESQ. SBN 190274  
2 LAW OFFICE OF JAMES M. BARRETT  
3 789 CASTRO STREET  
4 MOUNTAIN VIEW, CA 94041  
5 PH. 650-969-3687  
6 FX 650-969-3699

7  
8 Attorney for Infobahn Softworld Inc.

9 \*E-FILED - 2/5/08\*

10  
11  
12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

<b>INFOBAHN SOFTWORLD, INC., a corporation.</b>	)	<b>Case Action No. C07 00040 RMW</b>
<b>Plaintiff,</b>	)	<b>STIPULATION AND</b>
<b>v.</b>	)	<b>ORDER DISMISSING THE ACTION</b>
<b>BCCUSA, INC., a corporation, and; DOES 1 through 20 inclusive,</b>	)	<b>WITH PREJUDICE</b>
<b>Defendants.</b>	)	
<b>BCCUSA, INC., a corporation,</b>	)	
<b>Counterclaimant</b>	)	
<b>v.</b>	)	
<b>INFOBAHN SOFTWORLD, INC., a corporation.</b>	)	
<b>Counterdefendant.</b>	)	

1                   **WHEREAS** Plaintiff INFOBAHN SOFTWORLD INC. and Defendant BCCUSA INC.  
2 entered into a the written “Settlement and General Release” on or about September 1, 2007 (the  
3 “Settlement Agreement”) to settle fully and finally any and all disputes between them, including  
4 those arising out of the claims and defenses in this action.  
5

6                   **WHEREAS** the parties agreed to dismiss the above referenced action including all  
7 claims and counterclaims by any party;  
8

9                   **WHEREAS** all monies agreed to in the Settlement Agreement have been paid as agreed  
10 between parties.  
11

12                   The parties hereby stipulate as follows:  
13

- 14                   1.       Case number C07 00040 RMW is dismissed with prejudice.  
15
- 16                   2.       That all obligations under the Settlement Agreement have been satisfied.  
17

18                   Dated: January 31, 2008  
19

20                   LAW OFFICE OF JAMES M. BARRETT  
21

22                   S/\_\_\_\_\_  
23                   JAMES M. BARRETT  
24                   Attorney for Plaintiff.  
25

26                   Dated January 31, 2008  
27

28                   HOGNA HOLMES & USOZ LLP  
29

30                   S/\_\_\_\_\_  
31                   LESLIE HOLMES  
32                   Attorney for Defendants  
33

## **ORDER**

IT IS HEREBY ORDERED that the forgoing Stipulation is approved in its entirety and

That:

1. Case No. C-07 00040 RMW HRL is DISMISSED WITH PREJUDICE.

Dated: 2/5/08

Ronald M. Whyte

HONORABLE RONALD M. WHYTE